

# **CITY COUNCIL**

## **Meeting Agenda**

**REGULAR MEETING  
COUNCIL CHAMBERS**

**MONDAY, JULY 13, 2009  
7:00P.M.**

### **OPENING MATTERS**

#### **CALL TO ORDER**

**INVOCATION:** Pastor Quentin Wallace, St. Matthew's United Methodist Church

#### **PLEDGE OF ALLEGIANCE**

#### **ROLL CALL**

### **PROCLAMATIONS AND PRESENTATIONS**

#### **Mayoral Proclamations**

#### **Council Commendations**

- recognizing the 100<sup>th</sup> anniversary of the NAACP, accepted by Nonnie Singleton, Reading Chapter First Vice President

### **PUBLIC COMMENT – AGENDA MATTERS:**

*Citizens have the opportunity to address the Council, by registering with the City Clerk before the start of the meeting. All remarks must be directed to Council as a body and not to any individual Council member or public or elected official in attendance. Any person making personally offensive or impertinent remarks or any person becoming unruly while addressing Council may be called to order by the Presiding Officer and may be barred from speaking before Council, unless permission to continue speaking is granted by the majority vote of Council.*

*All comments by the public shall be made from the speaker's podium. Citizens attending the meeting may not cross into the area beyond the podium. Any materials to be distributed to Council must be given to the City Clerk before the meeting is called to order.*

*Those commenting on agenda business shall speak at the beginning of the meeting and shall limit their remarks to 5 minutes. Those commenting on general matters shall speak after the legislative business is concluded and shall limit their remarks to 3 minutes. No comments shall be made from any other location except the podium, and anyone making "out of order" comments may be subject to removal. There will be no demonstration at the conclusion of anyone's remarks. Citizens may not ask questions of Council members or other elected or public officials in attendance.*

## **APPROVAL OF AGENDA**

**AGENDA:** Council Meeting of July 13, 2009  
Council Minutes of June 8

### **Consent Agenda Legislation**

**Resolution** - directing Met-Ed Energy to install and provide energy to 1 company owned street light fixture on Pole #51109-37263, behind 414 N. 11th St (**Engineering**)

**Resolution** - authorizing the City of Reading to be a member of the Berks County Cooperative Purchasing Council, appointing a representative and an alternate to the Berks County Cooperative Purchasing Council authorizing a signatory for entering into a service contract for supply of electricity (**Purchasing**)

**Award of Contract** - for the Public Works Department's Handicapped Ramp Project to Reamstown Excavating, Inc., Denver, PA, at a total bid price of \$105,371.47 (Purchasing)

## **ADMINISTRATIVE REPORTS**

### **REPORT FROM OFFICE OF THE AUDITOR**

### **REPORTS FROM DIRECTORS OF BOARDS, AUTHORITIES, & COMMISSIONS**

## **ORDINANCES FOR FINAL PASSAGE**

**Bill No 34-2009** - amending the Code of Ordinances of the City of Reading, Berks County, Pennsylvania, Fee Schedule, Administrative Fees, Fire Department Fees (**Man Dir**) *Introduced at the June 22 regular meeting, Advertised July 6<sup>th</sup>*

**Pending**  
**Advertisement and Public Hearing Required by MPC**  
**Notice of Pending Ordinance Doctrine**

**Ordinance** - amending the City of Reading Code of Ordinances Chapter 27 Zoning by creating a new section in Part 11 Additional Requirements for Specific Uses of Zoning Districts by placing requirements for the rental of single family homes in areas zoned R-1, R-1a and R-2 and amending the definitions section **(Council Staff)** *Introduced January 2009; Public Hearing held March 18th at 5 p.m. in Council Chambers*

**Pending Further Review**

**Ordinance** - amending the City of Reading Codified Ordinances by creating a new Part 20 - Vacant Building Registration - in Chapter 10 Health and Safety Enforcement **(Council Staff & Law)** *Introduced at the April 13 regular meeting; reviewed and discussed at the April 20<sup>th</sup> work session; Referred to Public Safety Committee*

**INTRODUCTION OF NEW ORDINANCES**

**Ordinance** - amending the full-time employee positions for the City of Reading for the fiscal year 2009 by amending the Human Relations Commission to add one (1) Human Relations Commission Executive Director and to eliminate the Human Relations Commission Administrator **(Man Dir)**

**Ordinance** - amending the Code Of Ordinances of the City Of Reading, Berks County, Pennsylvania, Fee Schedule, Administrative Fees, Public Works Department, Parks And Recreation Fees **(Man Dir)**

**Ordinance** - amending the Code of Ordinances of the City Of Reading, Berks County, Pennsylvania, Fee Schedule, Administrative Fees, Police Department, Division of Codes Fees **(Man Dir)**

**Ordinance** - amending the Code of Ordinances of the City Of Reading, Berks County, Pennsylvania, Fee Schedule, Administrative Fees, Community Development Department, Division of Planning Fees **(Man Dir)**

**Ordinance** - authorizing the Mayor to execute an Easement Agreement between the City of Reading and the Reading Area Water Authority thereby conveying unto the Reading Area Water Authority a non-exclusive, perpetual easement in gross upon that portion of premises known and designated as Easement 101-3 located within parcel id#530773-51-0576, situate between River Road and Schuylkill Avenue **(RAWA)**

**Ordinance** – amending the Codified Ordinances Chapter 11 Housing, Section 11-116 (B) “Fees for Rental Housing” by requiring a \$25 fee for the third and subsequent inspections. **(Codes & Council Staff)**

**Ordinance** – amending the Codified Ordinances Chapter 10, Section 10-110 Animal Bite Incidents by bringing it into compliance with State quarantine regulations. (City Health Officer & Council Staff)

## **RESOLUTIONS**

**Resolution** - granting a waiver of/from the requirements of posting a bond or surety pursuant to Chapter 22 Subdivision and land Development Ordinance Section 309 Performance/Maintenance Guarantees (Section 22-309) of the City of Reading Codified Ordinance for development of the Double Tree Convention Center (Hotel) by Reading Luxury Hotels, LLC, at 701 Penn Street, Reading **(Redevelopment Authority)**

**Resolution** - to apply for and obtain a grant from the United States Department of Housing and Urban Development (HUD) for approximately \$8M through the Federal Neighborhood Stabilization Program II (NSP II) to address the property foreclosure issue within the City **(Community Development)**

**Resolution** - authorizing the City of Reading to file a funding proposal through the Department of Community and Economic Development Early Intervention Program to request funding (\$90,000) for the City to establish the position of Business Analyst **(Man Dir)**

**Resolution** – supporting the Local Option Sales Tax/Property Tax Relief Act **(Mayor)**

## **PUBLIC COMMENT - GENERAL MATTERS**

## **COUNCIL BUSINESS / COMMENTS**

## **COUNCIL MEETING SCHEDULE**

### **Monday, July 13**

*Meeting with the Mayor – Mayor's Office – 4 pm*

*Committee of the Whole – Council Office – 5 pm*

*Regular Meeting – Council Chambers – 7 pm*

### **Thursday, July 16**

*BPRC Determination Hearing – Council Chambers – 6 pm*

### **Monday, July 20**

*Meeting with the Mayor – Mayor's Office – 4 pm*

*Public Works Committee – Council Office – 5 pm*

*Administrative Oversight Committee – Council Office – 5 pm*

*Work Session – Penn Room – 7 pm*

### **Monday, July 27**

*Meeting with the Mayor – Mayor's Office – 4 pm*

*Committee of the Whole – Council Office – 5 pm*

*Regular Meeting – Council Chambers – 7 pm*

## **BAC AND COMMUNITY GROUP MEETING SCHEDULE**

### **Monday, July 13**

Fire Civil Service Board – Penn Room – 4 pm

6<sup>th</sup> & Amity Neighborhood & Playground Assn – 6<sup>th</sup> & Amity Fieldhouse – 6:30 pm

### **Tuesday, July 14**

Airport Authority – Airport Authority Office – 8 am

Water Authority workshop – Penn Room – 4 pm

15-1 – 928 Pearl St – 6:30 pm

Planning Commission – Penn Room – 7 pm

Bethany Area Neighborhood Organization – Bethany Baptist Church – 7 pm

District 11 Crime Watch – Orthodox Presbyterian Church – 7 pm

**Wednesday, July 15**

Officers and Employees Pension Board – Penn Room – 1:30 pm  
Fire Diversity Board – Penn Room – 4:30 pm  
Redevelopment Authority – Redevelopment Office – 5:30 pm  
Community Hope of the 6<sup>th</sup> Ward – Lauer’s Park Elementary – 6:30 pm  
Centre Park Historic District – Artifacts Bank – 7:30 pm

**Thursday, July 16**

Dare 2 Care – Bethel AME Church – 5:30 pm  
Blighted Property Review Committee – Council Office – 6 pm  
Southeast People’s Voice – St. John’s UCC – 6 pm  
Mulberry & Green Citizens Committee – St. Luke’s Lutheran Church – 6:30 pm

**Friday, July 17**

Fire Pension Board – Penn Room – 10 am

**Monday, July 20**

Library Board – 113 S 4<sup>th</sup> St – 4 pm

**Tuesday, July 21**

Charter Board – Penn Room - 7 pm  
HARB – Planning Conference Room – 7 pm

**Wednesday, July 22**

Human Relations Commission – Penn Room – 5:30 pm  
Parking Authority – Parking Authority Office – 5:30 pm  
Outlet Area Neighborhood – St. Mark’s Lutheran Church – 6:30 pm  
18<sup>th</sup> & Cotton Community Crime Watch – St. Matthew’s – 7 pm  
Northeast Crime Watch – Northeast Library – 7 pm

**Thursday, July 23**

Water Authority – Penn Room – 4 pm

**Monday, July 27**

DID Authority – Reading Eagle 3<sup>rd</sup> Floor Conference Room – noon  
BARTA – BARTA Office – 3 pm  
Northwest Neighborhood Assn – Wesley United Methodist Church – 6:30 pm

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## **CITY COUNCIL MEETING MONDAY, JUNE 8, 2009**

A regular meeting of City Council was held on the above date for the transaction of general business.

Vaughn D. Spencer, President of Council, called the meeting to order.

The invocation was given by Reverend Calvin Kurtz from the Reading-Berks Conference of Churches.

All present pledged to the flag.

### **ATTENDANCE**

Council President Vaughn Spencer  
Councilor Steve Fuhs, District 1  
Councilor Marcia Goodman-Hinnershitz, District 2  
Councilor Dennis Sterner, District 3  
Councilor Stratton Marmarou, District 4  
Councilor Jeffrey Waltman, District 6  
Mayor, T. McMahon  
Managing Director, R. Hottenstein  
City Clerk, L. Kelleher  
City Solicitor, C. Younger  
Public Works Director, C. Jones  
Police Chief, W. Heim

### **PROCLAMATIONS AND PRESENTATIONS**

The Mayor issued the following Proclamations:

- Recognizing the actions of Mark Schaeffer and Antwaun Johnson in assisting a woman whose purse was snatched
- Recognizing Quelbin Amancio, RHS graduate

City Council issued the following Commendations:

- Recognizing the achievements of Donovan Lindsey, Reading High School student

- Recognizing the achievements of Katherine Hernandez, Reading High School student

## **PUBLIC COMMENT**

Council President Spencer announced that eight (8) citizens were registered to address Council on non-agenda issues. He inquired if Council objected to suspending the rule requiring comment on non-agenda matters at the conclusion of the meeting. No one objected, therefore, the rule requiring non-agenda comment at the conclusion of the meeting was suspended. Council President Spencer reminded the citizens registered to speak about the remaining public speaking rules.

**Pat Mizejewski, Perry Street**, was not present.

**Joann Ross, Windsor Street**, expressed opposition to the proposed ordinance restricting the number of pets per household. She expressed the belief that the majority of pet owners are responsible. She stated that hard economic times will discourage compliance with the proposed ordinance.

**Lisa Schinn, Hampden Blvd.**, spoke in opposition to the proposed limitation on the number of pets per household. She stated that she currently cares for approximately 25 cats. She expressed the belief that the proposed fee accompanying the ordinance is unfair to responsible owners. She also spoke in support of a trap/neuter/release (TNR) program.

**Bonnie Gerhart, North 10<sup>th</sup> Street**, suggested that the ordinance limiting the number of pets per household be focused at irresponsible owners only. She noted the amount of money she spends annually for pet care and rescue work. She suggested applying the limitation only to irresponsible owners. She described her work to care for feral cats in her neighborhood.

**Valerie McCleaf, North 4<sup>th</sup> Street**, expressed opposition on the proposed ordinance to limit the number of animals per household, as it is unfair to the responsible owners.

**Dawn Roder, Locust Street**, expressed concern with the proposed exotic pet permit fee. She expressed the belief that the exotic pets are taken in as rescue animals.

**Angela Zabala, North 10<sup>th</sup> Street**, described her ongoing problems with graffiti, noise, and other quality of life issues which are damaging her property and her business.

**Dennis Straub, North 10<sup>th</sup> Street**, stated that he is a member of the Animal Control Board. He expressed his agreement with the concern expressed this evening about the proposed ordinance to limit the number of pets per household and create an exotic pet permit fee. He expressed the belief that these proposals harm responsible owners. He



expressed his belief in the creation of a trap/neuter/release (TNR) program similar to that used in Baltimore.

## **AGENDA & MINUTES**

Councilor President Spencer asked Council to consider the minutes from the May 26th regular meeting and the agenda for this meeting including the items listed under the Consent Agenda heading. He noted the need to add two (2) pieces of legislation as follows:

- Resolution approving the 2009 tax exoneration for the Krauthauser's at 1420 Old Wyomissing Road
- Resolution authorizing the Main Street Façade Grant

Council President Spencer asked that the resolution on the consent agenda concerning the June 10<sup>th</sup> zoning board meeting be removed for separate consideration.

**Councilor Sterner moved, seconded by Councilor Goodman-Hinnershitz, to approve the agenda for tonight's meeting, as amended, along with the legislation listed under the consent agenda heading. The motion was approved unanimously.**

## **CONSENT AGENDA LEGISLATION**

**Resolution 70-2009** - authorizing the Mayor on behalf of the City to sign and submit an application for the US DOE Energy Efficiency and Conservation Block Grant Program (Man Dir)

**Resolution 71-2009** – waiving the required bond or surety pursuant to Chapter 22 Subdivision and Land Development Ordinance Section 309 Performance / Maintenance Guarantees (§22-309) of the City of Reading Codified Ordinance for development of the Double Tree Convention Center Garage by the Reading Parking Authority in the 700 block of Penn Street. (Council Staff)

**Award of Contract** – to retain legal counsel to handle the City's inter-municipal agreements for sewer services (Purchasing)

**Resolution 72-2009** – authorizing City Council to testify at the June 10<sup>th</sup> Zoning Hearing Board meeting regarding Variance and Special Exception applications affecting the quality of life in City neighborhoods (Council Staff)

**Councilor Goodman-Hinnershitz moved, seconded by Councilor Fuhs, to table Resolution 72-2009.**

**Resolution 72-2009 was tabled by the following vote:**

**Yea: Fuhs, Goodman-Hinnershitz, Marmarou, Sterner, Waltman, Spencer, President - 6.**

**Nay: None - 0.**

### **ADMINISTRATIVE REPORT**

Cindy Hemnitz, Executive Assistant to the Mayor, read the report distributed to Council at the meeting covering the following:

- Availability of the Recreation Department's summer activities bulletin
- Update on the graffiti abatement program
- The reopening of the Pagoda on Saturday, June 13<sup>th</sup>.

### **AUDITOR'S REPORT**

City Auditor Dave Cituk read the report distributed to Council at the meeting covering the following topics:

- Update on 2008 external audit
- Update on the coordination of the gun grant
- Report on the 2008 Reading Parking Authority external audit

### **ORDINANCES FOR FINAL PASSAGE**

**Bill No. 29-2009** – amending the City of Reading Codified Ordinances Chapter 15 Motor Vehicles and Traffic, Section 15-419 Daily Parking Permits by eliminating the need for funeral homes to pay for no parking signs (**Waltman**) *introduced at the May 27 regular meeting*

**Councilor Fuhs moved, seconded by Councilor Sterner, to table Bill No. 29-2009.**

Councilor Waltman acknowledged the overall belief that this ordinance was inspired by one or two individuals; however, he noted the City-wide problem with funeral home parking. He reminded Council that this ordinance was suggested when cars involved in a funeral service were ticketed.

Councilor Sterner stated he will not support the enactment of this ordinance due to the nominal charge. He noted the laundry list of charges funeral homes charge to families for the care and preparation of the deceased. He also noted that there are approximately ten (10) funeral home businesses within the City and this request is being made by one (1) organization. He stated that the other funeral home business owners have been silent about this issue.

**Bill No. 29-2009 was not enacted by the following vote:**

**Yea: Fuhs, Waltman - 2.**

**Nay: Goodman-Hinnershitz, Marmarou, Sterner, Spencer, President – 4.**

**Bill No. 16-2009** - amending the City of Reading Codified Ordinances – Chapter 4 – Part 1 Historical Districts – Section 102 by adding the definition of satellite dish, antenna and other modern device and Chapter 4 – Part 1 Historic Districts by establishing guidelines for the installation of satellite dishes and other modern accessories, devices

or fixtures of comparable size in historic districts (**Council Staff, HARB & Waltman**) ***Introduced at the March 23 regular meeting; reviewed April 6 at the Public Safety Committee; Tabled at the April 13 regular meeting; reviewed by HARB and FCC, final draft reflects input from both entities***)

**Councilor Marmarou moved, seconded by Councilor Goodman-Hinnershitz, to enact Bill No. 16-2009.**

Councilor Waltman explained the need to regulate the location of satellite dishes in historic districts. He stated that satellite dishes detract from the façades in historic districts. He stated that satellite dishes located in the front of properties will need to either be relocated or screened in an appropriate fashion. He stated that this ordinance has been reviewed by the FCC and the ordinance on the table has been amended in accordance to the FCC comments. He thanks the HARB board for their assistance in developing this ordinance.

Councilor Goodman-Hinnershitz thanked Councilor Waltman for bringing this important issue forward.

**Bill No. 16-2009 was enacted by the following vote:**

**Yea: Fuhs, Goodman-Hinnershitz, Marmarou, Sterner, Waltman, Spencer, President - 6.**

**Nay: None – 0**

**Bill No. 30-2009** - authorizing the Mayor to execute an easement agreement between the City of Reading and the Reading Area Water Authority thereby conveying unto the Reading Area Water Authority a non-exclusive, perpetual easement in gross upon that portion of premises known and designated as Easement 101-2 located within parcel ID # 530773-51-0576, along River Road, Reading, Berks County, Pennsylvania ***(Law) introduced at the May 26 regular meeting***

**Councilor Waltman moved, seconded by Councilor Goodman-Hinnershitz, to enact Bill No. 30-2009.**

Solicitor C. Younger explained that this easement will allow the Reading Area Water Authority to install a pumping station and make other municipal improvements.

**Bill No. 30-2009 was enacted by the following vote:**

**Yea: Fuhs, Goodman-Hinnershitz, Marmarou, Sterner, Waltman, Spencer, President - 6.**

**Nay: None – 0**

## **INTRODUCTION OF NEW ORDINANCES**

Council President Spencer read the following ordinances into the record.

**Ordinance** – increasing the fees in Engineering (Curb Permit, Building Line Survey, Street Cut Permit, Street Restoration, Driveway Permit and restoration, Sidewalk Occupancy, Vault and Repair Permit, Pole Permit), and Traffic Engineering (Banner Installation and Removal) (Managing Director)

**Ordinance** – amending the Capital Improvement Program to provide for the extension of River Road. (Public Works)

## **RESOLUTIONS**

**Resolution 73–2009-** amending Resolution No. 56-2009 to incorporate the 100 block of N. 9th and N. 10th street in the Main Street Program, authorizing the application for façade grants and include a Main Street Program Board of Directors (**Community Development**)

**Councilor Waltman moved, seconded by Councilor Marmarou, to adopt Resolution 73-2009.**

Mr. Hottenstein explained that this resolution will include the 100 block of North 9<sup>th</sup> and North 10<sup>th</sup> Street in the Main Street area.

**Resolution 73-2009 was adopted by the following vote:**

**Yea: Fuhs, Goodman-Hinnershitz, Marmarou, Sterner, Waltman, Spencer, President - 6.**

**Nay: None - 0.**

**Resolution 74-2009-** endorsing the tunnel option for the conveyance of sanitary sewage from the eastern side of the Schuylkill River to the wastewater treatment plant on Fritz Island (Public Works Dept)

**Councilor Fuhs moved, seconded by Councilor Goodman-Hinnershitz, to adopt Resolution 74-2009.**

Public Works Director C. Jones stated that this resolution will authorize the use of the tunnel option for the conveyance of sanitary sewage to the Waste Water Treatment Plant. He stated that the tunnel option is preferred by the City's Public Works staff. He expressed the belief that the tunnel option is a sound investment in the City's infrastructure.

Councilor Fuhs thanked the Hazel Street residents for their involvement in the review of this option. He also thanked City Council for allowing the testing to learn how the

proposed tunnel will affect residential properties. He stated that although the tunnel is the more expensive of the two options the shelf life of the tunnel is 80 to 100 years which is longer than the shelf life of a pumping station.

Councilor Goodman-Hinnershitz noted her agreement with further exploration due to the concern expressed by the affected residents. She thanked Councilor Fuhs for his strong advocacy for the Hazel Street residents. She agreed that the use of a tunnel versus a pumping station is the best choice for the City.

Councilor Waltman agreed with the overall project; however, he stated he will not support the resolution without an accompanying financial plan.

**Resolution 74-2009 was adopted by the following vote:**

**Yea: Fuhs, Goodman-Hinnershitz, Marmarou, Sterner, Spencer, President - 5.**

**Nay: Waltman - 1.**

**Resolution 75-2009** – authorizing the submission of a Main Street Façade Grant.

**Councilor Marmarou moved, seconded by Councilor Fuhs, to adopt Resolution 75-2009.**

Mr. Hottenstein stated that the Main Street grants will be used to support home and business façade improvements.

**Resolution 75-2009 was adopted by the following vote:**

**Yea: Fuhs, Goodman-Hinnershitz, Marmarou, Sterner, Waltman, Spencer, President - 6.**

**Nay: None - 0.**

**Resolution 76-2009** – authorizing the exoneration of the 2009 property taxes for Mr. and Mrs. John Krauthauser, at 1420 Old Wyomissing Road.

Council President Spencer explained that the Krauthauser's are eligible to receive exemption from property taxes under the veteran's program for individual who were permanently disabled during military service.

**Resolution 76-2009 was adopted by the following vote:**

**Yea: Fuhs, Goodman-Hinnershitz, Marmarou, Sterner, Waltman, Spencer, President - 6.**

**Nay: None - 0.**

## **COUNCIL COMMENT**

Councilor Fuhs agreed that responsible pet owners should not be included in the ordinance limiting the number of pets per household.

Councilor Fuhs thanked the Zoning office and the Reading Police Department for closing the illegal prostitution businesses operating on Lancaster Avenue.

Councilor Fuhs invited citizens to attend the Reading LRA meeting on Thursday June 11<sup>th</sup> at 7pm at the Seventh Day Adventist Church on Kenhorst Blvd. He noted the importance of obtaining public comment about the proposed reuse of the Navy Marine Center.

Councilor Sterner congratulated those honored with commendations and proclamations this evening.

Councilor Sterner agreed that the limitation on the number of pets should be applied to irresponsible owners.

Councilor Goodman-Hinnershitz congratulated those honored with proclamations and commendations this evening. She noted that the individuals honored serve as positive role models for Reading citizens, young and old.

Councilor Goodman-Hinnershitz noted that the ordinance limiting the number of pets per household needs further review and public comment.

Councilor Goodman-Hinnershitz described the success of the clean up on Spring Garden Street over the weekend.

Councilor Goodman-Hinnershitz invited all to visit the Pagoda when it re-opens this weekend. She noted the impact of the improvements made to the Pagoda.

Councilor Marmarou noted the success of the anti-graffiti program. He expressed the belief that the names of the perpetrators should be publicized.

Council President Spencer noted the strength of the City's four (4) historic districts. He expressed belief in the addition of the satellite dish component as dishes detract from facades of building in historic districts.

Council President Spencer stated that City Council could reconsider the ordinance eliminating parking permit fees for funeral homes at the request of other funeral homes within the City limits. He thanked Councilor Waltman for bringing this issue forward.

Council President Spencer reviewed the upcoming meeting schedule.

**Councilor Fuhs moved, seconded by Councilor Waltman, to adjourn the regular meeting of Council.**

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Linda Kelleher CMC, City Clerk



## AGENDA MEMO

**TO:** City Council  
**PREPARED BY:** John Giardiello  
**MEETING DATE:** July 13, 2009  
**AGENDA MEMO DATE:** June 23, 2009  
**REQUESTED ACTION:** Council approve a resolution directing Met-Ed Energy to install 1 company owned street light fixture.

**RECOMMENDATION:**

The Administration recommends Council approve a resolution directing Met-Ed Energy to install and provide energy to 1 company owned street light fixture.

-Pole #51109-37263, behind 414 N. 11<sup>th</sup> St., 250-watt high pressure sodium vapor.

**BACKGROUND:**

Requested by Traffic Planner.

**BUDGETARY IMPACT:**

The cost to supply energy to this fixture is \$13.50/month.

**PREVIOUS ACTION:**

None

**SUBSEQUENT ACTION:**

None

**RECOMMENDED BY:**

Traffic Planner, Public Works Director, Managing Director and Mayor.



CITY OF READING

RESOLUTION NO. \_\_\_\_\_  
FOR ADDITIONAL STREET LIGHTS

WHEREAS, a contract was entered into by the City of Reading and Metropolitan Edison Company (hereinafter Met-Ed), whereby said Company shall furnish lighting; and

WHEREAS, it is necessary and proper that additional lighting should be installed and maintained for the service, accommodation, convenience and safety of the public;

NOW, THEREFORE, BE IT RESOLVED, that the City of Reading pursuant to the provisions and terms of the Company's applicable Rate Schedules and Riders, and the rules and regulations now on file and such rules and regulations, Rate Schedules and Riders hereafter filed from time to time and in effect with the Pennsylvania Public Utility Commission (hereinafter Tariff), do hereby order and direct Met-Ed to furnish additional lighting consisting of:

**Provide energy and total maintenance to one (1) Company owned, 250-watt, high pressure sodium vapor, cobrahead street light. The light will be located on pole 5110-37263, behind 414 North 11<sup>th</sup> Street, within the City.**

Payment to be made to Metropolitan Edison Company for the additional lighting at the rates specified in the Tariff.

Resolution adopted the \_\_\_\_\_ day of \_\_\_\_\_, 2009.

By: \_\_\_\_\_  
President of Council

Attest:

\_\_\_\_\_  
City Clerk

I, \_\_\_\_\_, City Clerk of the City of Reading, do hereby certify that the above and foregoing is a true and correct copy of a resolution adopted by the City at a meeting of said City duly called and held on the \_\_\_\_\_ day of \_\_\_\_\_, 2009.

Witness my hand and the seal of said City this \_\_\_\_\_ day of \_\_\_\_\_, 2009.

\_\_\_\_\_  
City Clerk

CITY OF READING  
RESOLUTION NO. \_\_\_\_\_

A RESOLUTION OF THE CITY OF READING, BERKS COUNTY,  
PENNSYLVANIA AUTHORIZING THE CITY OF READING TO BE A  
MEMBER OF THE BERKS COUNTY COOPERATIVE PURCHASING  
COUNCIL, APPOINTING A REPRESENTATIVE AND AN ALTERNATE  
TO THE BERKS COUNTY COOPERATIVE PURCHASING COUNCIL  
AUTHORIZING A SIGNATORY FOR ENTERING INTO A SERVICE  
CONTRACT FOR SUPPLY OF ELECTRICITY,

BE IT RESOLVED by the Council of the City of Reading (hereinafter "City"):

1. The City hereby recognizes the desirability of joining with other Berks County municipalities and other Pennsylvania Local Public Procurement Units for purposes of jointly bidding and securing a contract for the supply of electricity needs of the City.

The City hereby resolves that it shall participate as a member of the Berks County Cooperative Purchasing Council for purposes of jointly securing bids and entering into a service contract for the supply of electricity.

2. The City hereby notifies Potential Electric Suppliers that its Council authorizes Thomas McMahon who is the City Mayor as an authorized signatory, or in their absence Ryan Hottenstein who is the City Managing Director as an alternate, for the purposes of entering into a service contract for electric supply in conjunction with our participation in the electric procurement aggregation program implemented by members of the Berks County Cooperative Purchasing Council for the benefit of its members, a sample form of which contract is attached hereto as Exhibit "A." This Pre-Approval is contingent on the following:

- (1) The Bid for Electric Generation Service is awarded; and
  - (2) the contract meets the terms and conditions expressed in the Bid;
- and

- (3) the winning supplier's bid complies with the appropriate rules and regulations for public bids.

3. The City hereby authorizes American Power Net Services, L.P. to act on behalf of the Berks County Cooperative Purchasing Council to select the most appropriate bid for the electric supply contract after considering all bids.

DULY ADOPTED AND APPROVED this \_\_\_\_ day of \_\_\_\_\_, 2009.

City of Reading

By: \_\_\_\_\_  
[Chair, President]

Attest: \_\_\_\_\_  
Secretary



# AGENDA MEMO

## FINANCE DEPARTMENT

**TO:** City Council  
**FROM:** Heather Dunkle, Purchasing Coordinator  
**PREPARED BY:** Heather Dunkle, Purchasing Coordinator  
**MEETING DATE:** July 13, 2009  
**AGENDA MEMO DATE:** July 7, 2009  
**RECOMMENDED ACTION:** Awarding of Contract for the Handicap Ramps Project for the Departments of Public Works and Community Development.

### RECOMMENDATION

The recommendation is to award the contract to Reamstown Excavating, Inc., P.O. Box 147, Denver, PA, 17517, at a total bid price of \$105,371.47 for the construction of cement concrete items associated with curb, sidewalk, and drainage structures along with related products and services for the Departments of Public Works and Community Development. Reamstown Excavating, Inc. is the low bidder to meet the specifications.

### BACKGROUND

Bids for the handicap ramps project for the Departments of Public Works and Community Development were received on May 20, 2009.

A copy of the Schedule of Bids is attached for your review.

### BUDGETARY IMPACT

The Department of Community Development and Accounting have confirmed that funds sufficient for this contract have been included in Account Code 32-10-00-4216, project #32-10-50.

### PREVIOUS ACTION

None

**SUBSEQUENT ACTION**

Formal action by Council is needed to award the contract at the July 13, 2009 meeting.

**RECOMMENDED BY**

Mayor, Managing Director, Directors of Finance, Community Development and Public Works and Purchasing Coordinator.

**RECOMMENDED MOTION**

Approve/Deny the recommendation for the purchase of the handicap ramps project in order that the contract may be awarded to Reamstown Excavating, Inc.

cc: File

BILL NO. \_\_\_\_\_

AN ORDINANCE

**AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF  
READING, BERKS COUNTY, PENNSYLVANIA, FEE SCHEDULE, ADMINISTRATIVE  
FEES, FIRE DEPARTMENT FEES**

**THE CITY OF READING HEREBY ORDAINS AS FOLLOWS:**

**SECTION 1:** The Code of Ordinances of the City of Reading, Berks County, Pennsylvania, Fee Schedule, Administrative Fees, Fire Department Fees shall be and is hereby amended and shall hereafter be set forth as shown in Exhibit A attached hereto and made a part here.

**SECTION 2:** All other items, parts, sections, etc. of the Code of Ordinances of the City of Reading, Berks County, Pennsylvania, which are contrary to the amended chart attached as Exhibit A are hereby repealed; otherwise all other parts, sections, etc. of said Code and Chapter shall remain in effect unchanged and likewise are ratified.

**SECTION 3:** This ordinance shall be effective ten (10) days after its adoption and approval by the Mayor, in accordance with Section 219 of the City of Reading Home Rule Charter.

Enacted \_\_\_\_\_, 2009

\_\_\_\_\_  
President of Council

Attest:

\_\_\_\_\_  
City Clerk

Submitted to Mayor: \_\_\_\_\_

Date: \_\_\_\_\_

Received by the Mayor's Office: \_\_\_\_\_

Date: \_\_\_\_\_

Approved by Mayor: \_\_\_\_\_

Date: \_\_\_\_\_

Vetoed by Mayor: \_\_\_\_\_

Date: \_\_\_\_\_

# EXHIBIT A

Department	Division	Item	Old Fee	Year of Old Increase	New Fee
Fire	Special Services	Fire Protection System Registration Fees	\$25	1999	\$195
Fire	Special Services	Fire Protection System Registration Com	\$75	1999	\$0
Fire	Special Services	IFC Inspections Apartment A	\$250	1999	\$320
Fire	Special Services	IFC Inspections Apartment B	\$150	1999	\$175
Fire	Special Services	IFC Inspections Apartment C	\$100	1999	\$100
Fire	Special Services	Daycare Facility – Class C Home Daycare	\$50	1999	\$65
Fire	Special Services	Healthcare – Class B	\$150	1999	\$210
Fire	Special Services	Healthcare – Class C	\$100	1999	\$175
Fire	Special Services	Hotel Motel Class A	\$250	1999	\$320
Fire	Special Services	Hotel Motel Class B	\$150	1999	\$175
Fire	Special Services	Hotel Motel Class C	\$100	1999	\$135



**BILL NO. \_\_\_\_\_-2009**  
**AN ORDINANCE**

**AN ORDINANCE AMENDING THE FULL-TIME EMPLOYEE POSITIONS FOR  
THE CITY OF READING FOR THE FISCAL YEAR 2009**

**THE COUNCIL OF THE CITY OF READING HEREBY ORDAINS AS FOLLOWS:**

**SECTION 1.** Full-Time positions for the City of Reading's fiscal year beginning January 1, 2009, and ending December 31, 2009, shall be as set forth in Exhibit A attached hereto and made a part hereof.

**SECTION 2.** Amending the Human Relations Commission to add one (1) Human Relations Commission Executive Director and to eliminate the Human Relations Commission Administrator

**SECTION 3.** This Ordinance shall become effective 10 days from the passage of Council.

Enacted \_\_\_\_\_, 2009

\_\_\_\_\_  
Vaughn D. Spencer, President of Council

Attest:

\_\_\_\_\_  
Linda Kelleher, City Clerk

Submitted to Mayor: \_\_\_\_\_

Date: \_\_\_\_\_

Received by the Mayor's Office: \_\_\_\_\_

Date: \_\_\_\_\_

Approved by Mayor: \_\_\_\_\_

Date: \_\_\_\_\_

Vetoed by Mayor: \_\_\_\_\_

Date: \_\_\_\_\_

**City of Reading  
Listing of Positions  
For the 2009 Operating Budget**

<i>Division</i>	<i>Position Title</i>	<i>2009 # of Employees</i>
<b>Mayor</b>	Administrative Assistant To The Mayor	1
	Executive Assistant To The Mayor	1
	Mayor	1
		<hr/> 3
<b>Managing Director</b>	Managing Director	1
	Executive Secretary/ Admin Aide	1
		<hr/> 2
<b>Call Center</b>	Call Center Manager	1
	Customer Service Representatives	3
		<hr/> 4
<b>Neighborhood Development</b>	Neighborhood Development Manager	0
		<hr/> 0
<b>Human Relations Commission</b>	HRC Executive Director	1
	HRC Investigators	2
	Secretary	1
		<hr/> 4
<b>City Auditor</b>	City Auditor	1
	Auditing Coordinator	1
		<hr/> 2
<b>City Council</b>	Council President	1
	Council Member	6
	Assistant City Clerk	1

	Administrative Assistant	1
	City Clerk	1
		<hr/>
		10
<b>Treasurer</b>		
	Clerk Typist II	3
	Chief Clerk	1
		<hr/>
		4
<b>Finance Director</b>		
	Confidential Secretary	1
	Finance Director	1
	Grant Writer	1
	Floater - Finance	1
		<hr/>
		4
<b>Purchasing</b>		
	Purchasing Coordinator	1
		<hr/>
		1
<b>Accounting</b>		
	Accounting & Treasury Manager	1
	Accountant	1
	Pension Administrator	1
	Revenue Accountant	1
	Accounting Clerk	1
		<hr/>
		5
<b>Tax Administration</b>		
	Budget/Tax Manager	1
	Tax Supervisor	1
	Tax Examiner	1
	EIT Analyst	1
	Tax Specialist	1
	Accounts Coordinator	1
	Secretary	1
	Delinquent Tax Collector	1
	Tax Clerk I	2
	Tax Clerk II	3
	Clerk Typist II	1
		<hr/>
		14
<b>Information Technology</b>		
	GIS Analyst - Sewer	0
	GIS Coordinator	1

	Application Specialist	1
	Network Analyst	1
	Developer	1
	Web Developer	1
	System Support Analyst	1
	IT Manager	1
	Lead Developer	1
		<hr/>
		8
<b>HR-Personnel/Pension</b>		
	Payroll Clerk	1
	HR Floater	1
	Light Duty Position	1
	Diversity and Information Officer	1
	Human Resources Director	1
	Human Resources Supervisor	1
	Human Resources Coordinator	0
	Human Resources Coordinator - Pension	0
	Human Resources Coordinator - Benefits	1
		<hr/>
		7
<b>Mailroom</b>		
	Mailroom Clerk	1
		<hr/>
		1
<b>Solicitor</b>		
	Solicitor	1
	Confidential Secretary	1
	Executive Secretary/ Admin	
	Aide/Paralegal	1
	Legal Specialist	2
		<hr/>
		5
<b>Public Works</b>		
	Confidential Secretary	1
	Public Works Director	1
		<hr/>
		2
<b>Garage</b>		
	Maintenance Mechanic	7
	Maintenance Worker I/Parts Person	1
	Secretary	1
	Small Engine Repairperson	1
	Foreman	1
		<hr/>

		11
<b>Engineering</b>		
	Traffic Planner	1
	Engineering Aide IV	1
	Engineering Aide III	1
	Secretary	1
		<hr/>
		4
<b>Traffic Engineering</b>		
	Equipment Operator II	1
	Traffic Engineering Technician	1
	Maintenance Worker I/Signmaker	1
	Equipment Operator I	1
		<hr/>
		4
<b>Highways</b>		
	Equipment Operator II	14
	Secretary	0
	Foreman	1
	Operations Division Manager	0
		<hr/>
		15
<b>Parks</b>		
	Custodian II	1
	Equipment Operator II	2
	Equipment Operator III	3
	Foreman	2
	Maintenance Worker I	2
	Maintenance Worker II	2
	Maintenance Worker III	3
	Operations Division Manager	1
	Secretary	1
		<hr/>
		17
<b>Recreation</b>		
	Superintendent of Recreation	1
	Custodian III	0
	Secretary	0
	Recreation Supervisor	2
		<hr/>
		3
<b>Public Property</b>		
	Foreman	2
	Tradesman	5
		<hr/>

	7
<b>Police - Criminal Investigations</b>	
Captain 3-3	1
Criminal Investigator	26
Lieutenant	1
Police Officer	4
Police Officer/FTO	0
Court Liason	0
Sergeant	7
	<hr/>
	39
<b>Police - Special Services</b>	
Lead Clerk/Trainer	1
Police Officer	1
Police Officer/FTO	1
Telecommunicator Supervisor	1
Telecommunicator I	1
Telecommunicator II	13
Records Clerk	5
Records Operations Supervisor	1
TAC Officer	1
Lieutenant	2
Secretary - Police Academy	1
Sergeant	3
CCTV System Monitor	1
Shift Supervisor	1
	<hr/>
	33
<b>Police - Patrol</b>	
Captain	2
Clerk Typist I	1
Lieutenant	4
Police Officer	127
Police Officer/FTO	6
Sergeant	18
	<hr/>
	158
<b>Police - Patrol PMI</b>	
PMI Administrator	1
Chief Clerk	1
PMI Supervisor	3
Health and Safety Clerks	3

	Health and Safety Inspectors	0
	Health Inspector II	0
	Property Maintenance Inspector	15
		<hr/> 23
<b>Police - Administration</b>		
	Chief of Police	1
	Deputy Chief of Police	1
	Confidential Secretary	1
	Lieutenant	1
	Sergeant	1
	Inspector	1
		<hr/> 6
<b>Fire Administration</b>		
	Clerk Typist II	1
	Administrative Officer	1
	Fire Chief	1
	First Deputy Chief	4
		<hr/> 7
<b>Fire Bargaining Unit</b>		
	LT Fire Prevention Officer	2
	Fire Marshal	1
	Lt Fire Training Officer	1
		<hr/> 4
<b>Fire Suppression</b>		
	Second Deputy Chief	4
	Firefighter IV	87
	Firefighter III	10
	Firefighter II	0
	Firefighter I	11
	LT Fire Suppression Officer	4
		<hr/> 116
<b>Fire EMS</b>		
	Deputy Chief/EMS Mgr	1
	EMS Lieutenant	4
	Paramedic	20
	Transport Coordinator	1
	Wheelchair Van Driver	3
		<hr/> 29
<b>CD Planning</b>		



	Planner I	0
	Planner III	1
		<hr/>
		1
<b>CD - Zoning</b>		
	<b>Zoning Technician</b>	<b>1</b>
	<b>Zoning Officer</b>	<b>1</b>
	<b>Zoning Inspector</b>	<b>1</b>
		<hr/>
		3
<b>CD - Trades</b>		
	Secretary	1
	Plumbing Inspector	1
	Building Inspector	1
	Electrical Inspector	1
	HVAC Inspector	1
		<hr/>
		5
<b>CD - Administration</b>		
	CD Specialist II	1
	Property Improvement Division Manager	1
	Codes Administrator	0
	Zoning Administrator	1
	Zoning Deputy Administrator	0
	Building Official	1
		<hr/>
		4
<b>CD - HUD</b>		
	CD Specialist II	0
	CD Specialist III	1
	CD/Hist Preserv Specialist	1
	Community Development Director	1
	Confidential Secretary	1
	Fiscal Officer	1
	Rehab Specialist	1
		<hr/>
		6
<b>Library Administration</b>		
	Director of Libraries	1
	Assistant Director of Libraries	2
		<hr/>
		3
<b>Library - Circulation</b>		
	Librarian I	1
	Librarian II	1

	Librarian III	1
	Library Technician II	3
	Library Technician III	4
		<hr/>
		10
<b>Library - Reference</b>		
	Bookmobile Operator	1
	Head Custodian	1
	Librarian II	4
	Librarian III	1
	Librarian Tech II	1
	Maintenance Worker II	1
		<hr/>
		9
<b>Library - Children Services</b>		
	Librarian II	0
	Library Technician II	0
	Library Technician III	1
		<hr/>
		1
<b>Water Administration</b>		
	Foreman	1
	Customer Service Rep.	2
	GIS/CAD Technician	1
	Engineering Aide III	1
	Distribution Engineer	1
		<hr/>
		6
<b>Water Collection</b>		
	Equipment Operator I	1
	Equipment Operator II	1
	Equipment Operator III	1
	Foreman	1
	Maintenance Worker II	6
	Superintendent	1
		<hr/>
		11
<b>Water Purification</b>		
	Centrifuge Oper. I.	1
	Chemist	0
	Lab Technician	1
	Chief Operator	1
	Clerk Typist II	1
	Foreman	1

	Lab Supervisor/Bact.	1
	Maintenance Worker II	5
	Tradesman	1
	Water Plant Oper. I	0
	Water Plant Oper. II	4
		<hr/>
		16
<b>Water Distribution</b>		
	Equipment Operator II	3
	Field Investigator	3
	Foreman	3
	Foreman - Meter	1
	Foreman - Mechanic	0
	Foreman - Crew	1
	Foreman - Main Crew	2
	Foreman - Service Crew	2
	Maintenance Mechanic II	1
	Maintenance Worker II	9
	Maintenance Worker III	5
	Superindent	1
		<hr/>
		31
<b>Self - Insurance</b>		
	Risk and Safety Coordinator	1
	OCIP Coordinator	1
		<hr/>
		2
<b>Sanitary Sewers</b>		
	System Superintendent	1
	Foreman	2
	Equip Op II	15
	Maint Worker III	1
	Engineer Aide IV	0
	Engineer Aide III	1
		<hr/>
		20
<b>WWTP</b>		
	Maint Supv	1
	Belt Press Op I	3
	Cert Oper/Shift Sup	6
	Chemist	0
	Operations Supv	1
	Elec/Elect Field Eng	1

Elec/Inst Tech	1
Utilities Div Manager/Environ	1
Utility Engineer	1
Utility Clerk Typist	1
Env Prog Coord	1
Equip Op II	1
Lab Supv	1
Lab Tech	5
Maint Worker II (Mech)	3
Maint Worker III	4
Pump Tender (Fritz Is)	4
Secretary	1
Serv Utility Person	7
Sew Plant Op I (6th St.)	4
Sew Plant Op I (Fritz Is)	2
Sew Plant Op II (Fritz Is)	2
Superintendent	1
Tradesman (Elec)	2
	<hr/>
	54

#### Recycling

Chief Clerk	0
Solid Waste Supervisor	1
Clerk Typist II	1
Solid Waste	
Coordinator/Environmentalist	1
	<hr/>
	3

*Number of Full Time Employees*

737

BILL NO. \_\_\_\_\_

AN ORDINANCE

**AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF READING, BERKS COUNTY, PENNSYLVANIA, FEE SCHEDULE, ADMINISTRATIVE FEES, COMMUNITY DEVELOPMENT DEPARTMENT, DIVISION OF PLANNING FEES.**

**THE CITY OF READING HEREBY ORDAINS AS FOLLOWS:**

**SECTION 1:** The Code of Ordinances of the City of Reading, Berks County, Pennsylvania, Fee Schedule, Administrative Fees, Community Development Department, Division of Planning Fees shall be and is hereby amended and shall hereafter be set forth as shown in Exhibit A attached hereto and made a part here.

**SECTION 2:** All other items, parts, sections, etc. of the Code of Ordinances of the City of Reading, Berks County, Pennsylvania, which are contrary to the amended chart attached as Exhibit A are hereby repealed; otherwise all other parts, sections, etc. of said Code and Chapter shall remain in effect unchanged and likewise are ratified.

**SECTION 3:** This ordinance shall be effective ten (10) days after its adoption and approval by the Mayor, in accordance with Section 219 of the City of Reading Home Rule Charter.

Enacted \_\_\_\_\_, 2009

\_\_\_\_\_  
President of Council

Attest:

\_\_\_\_\_  
City Clerk

Submitted to Mayor: \_\_\_\_\_

Date: \_\_\_\_\_

Received by the Mayor's Office: \_\_\_\_\_

Date: \_\_\_\_\_

Approved by Mayor: \_\_\_\_\_

Date: \_\_\_\_\_

Vetoed by Mayor: \_\_\_\_\_

Date: \_\_\_\_\_

# EXHIBIT A

Department	Division	Item	Old Fee	Year of Old Increase	New Fee
CD	Planning	RLD Sketch or Revision 1-5	\$100	2002	\$780
CD	Planning	RLD Sketch or Revision 6-40	\$200	2002	\$810
CD	Planning	RLD Sketch or Revision 40+	\$300	2002	\$970
CD	Planning	RLD Prelim 1-5	\$200	2002	\$1,235
CD	Planning	RLD Prelim 6-40	\$400	2002	\$1,465
CD	Planning	RLD Prelim 40+	\$600	2002	\$1,520
CD	Planning	RLD Final 1-5	\$500	2002	\$1,345
CD	Planning	RLD Final 6-40	\$700	2002	\$1,670
CD	Planning	RLD Final 40+	\$900	2002	\$1,720
CD	Planning	CLD Sketch or Revision < 2 acre	\$100	2002	\$790
CD	Planning	CLD Sketch or Revision 2-10 acre	\$200	2002	\$830
CD	Planning	CLD Sketch or Revision 10+ acre	\$300	2002	\$1,010
CD	Planning	CLD Prelim < 2 acre	\$200	2002	\$1,400
CD	Planning	CLD Prelim 2-10 acre	\$400	2002	\$1,640
CD	Planning	CLD Prelim 10+ acre	\$600	2002	\$1,675
CD	Planning	CLD Final < 2 acre	\$500	2002	\$1,500
CD	Planning	CLD Final 2-10 acre	\$700	2002	\$1,840
CD	Planning	CLD Final 10+ acre	\$900	2002	\$1,880
CD	Planning	SD/Annex Sketch or Revision 1-5	\$50	2002	\$675
CD	Planning	SD/Annex Sketch or Revision 6-25	\$100	2002	\$745
CD	Planning	SD Annex Sketch or Revision 25+	\$200	2002	\$820
CD	Planning	SD/Annex Prelim 1-5	\$100	2002	\$920
CD	Planning	SD/Annex Prelim 6-25	\$200	2002	\$1,110
CD	Planning	SD/Annex Prelim 25+	\$300	2002	\$1,120
CD	Planning	SD/Annex Final 1-5	\$200	2002	\$900
CD	Planning	SD/Annex Final 6-25	\$300	2002	\$1,080
CD	Planning	SD/Annex Final 25+	\$600	2002	\$1,100
CD	Planning	Parking lot review 50 or less	\$100	2002	\$820
CD	Planning	Parking lot review every 10 over 50	\$10	2002	\$900
Finance	Tax	Business License Fee	\$35	2003	\$55

BILL NO. \_\_\_\_

AN ORDINANCE

AUTHORIZING THE MAYOR TO EXECUTE AN EASEMENT AGREEMENT BETWEEN THE CITY OF READING AND THE READING AREA WATER AUTHORITY THEREBY CONVEYING UNTO THE READING AREA WATER AUTHORITY A NON-EXCLUSIVE, PERPETUAL EASEMENT IN GROSS UPON THAT PORTION OF PREMISES KNOWN AND DESIGNATED AS EASEMENT 101-3 LOCATED WITHIN PARCEL ID#530773-51-0576, SITUATE BETWEEN RIVER ROAD AND SCHUYLKILL AVENUE, READING, BERKS COUNTY, PENNSYLVANIA.

WHEREAS, the City of Reading is the legal owner of real property situate between River Road and Schuylkill Avenue, Reading, Berks County, Pennsylvania and more particularly described in the Office of the Recorder of Deeds for the County of Berks, Pennsylvania, in Record Book Vol. 1023, at Page 334; and

WHEREAS, the Reading Area Water Authority has need of access to said property for purposes of extending electrical service to a water pumping station to be located on property adjacent to the City's property; and

WHEREAS, the City of Reading is willing to grant to the Reading Water Authority a perpetual easement in connection with such parcel for such purpose.

NOW, THEREFORE, THE COUNCIL OF THE CITY OF READING HEREBY ORDAINS, AS FOLLOWS:

Section 1. The Mayor is authorized to execute and Easement Agreement (attached as Exhibit "A") to convey unto the Reading Area Water Authority a non-exclusive, perpetual easement in gross upon that portion of the Premises known and designated as Easement 101-3, located within Parcel ID#530773-51-0576, situate between River Road and Schuylkill Avenue, Reading, Berks County, Pennsylvania, as Shown on Plan of BCM Engineers dated July \_\_\_, 2009 (also a part of Exhibit "A").

Section 2. This Ordinance shall be effective ten (10) days after passage.

Enacted \_\_\_\_\_, 2009

\_\_\_\_\_  
President of Council

Attest:

\_\_\_\_\_  
City Clerk

(LAW DEPT.)

Submitted to Mayor: \_\_\_\_\_  
Date: \_\_\_\_\_  
Received by the Mayor's Office: \_\_\_\_\_  
Date: \_\_\_\_\_  
Approved by Mayor: \_\_\_\_\_  
Date: \_\_\_\_\_  
Vetoed by Mayor: \_\_\_\_\_  
Date: \_\_\_\_\_



Prepared by:

Michael A. Setley, Esquire  
SETLEY, RAUCH & BUCOLO  
4 PARK PLAZA, 2<sup>ND</sup> FLOOR  
WYOMISSING, PA 19610  
(610) 898-9500

Return to:

Michael A. Setley, Esq.  
SETLEY, RAUCH & BUCOLO  
4 PARK PLAZA, 2<sup>ND</sup> FLOOR  
WYOMISSING, PA 19610

Property ID# :

530773-51-0576

Owner: City of Reading, Berks County, PA

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### **EASEMENT AGREEMENT**

THIS AGREEMENT, made this \_\_\_\_\_ day of \_\_\_\_\_, 2009,  
is by and between **THE CITY OF READING**, a body politic and City of the Third Class,  
existing under and by virtue of the law of the Commonwealth of Pennsylvania, with offices  
located at 815 Washington Street, Reading, PA 19601, (hereinafter “**READING**”),  
and

**READING AREA WATER AUTHORITY**, a municipal authority organized and existing  
under and by virtue of the law of the Commonwealth of Pennsylvania, with principal offices  
located at City Hall, 815 Washington Street, Reading, Berks County, Pennsylvania 19601  
(hereinafter “**RAWA**”).

WHEREAS, **READING** is the owner of certain real property situate between River  
Road and Schuylkill Avenue in the City of Reading, Berks County, Pennsylvania, with parcel  
ID NUMBER of 530773-51-0576, and more particularly described in that certain deed  
appearing in the Office of the Recorder of Deeds in and for Berks County, Pennsylvania, in  
Record Book Vol. 1023, at page 334; and

WHEREAS, **RAWA** has need of access to said property for purposes of extending electrical service to a to a water pumping station to be located on property adjacent to the City's property, and **READING** is willing to grant to **RAWA** a perpetual easement in connection with the parcel for such purpose.

NOW, THEREFORE, in consideration of the terms, covenants and conditions hereinafter set forth, and intending to be legally bound hereby, the parties hereto agree as follows:

1. The foregoing paragraphs of this Agreement are a part hereof, intended by the parties to be considered in its construction, interpretation and enforcement.

2. **READING** hereby grants and conveys unto **RAWA** a non-exclusive, perpetual easement in gross in, over, under, across and upon that portion of the premises known and designated as Easement 101-3, located within Parcel ID # 530773-51-0576, with an area of \_\_\_\_\_ sq. ft, and as shown on Plan of BCM Engineers dated \_\_\_\_\_, 2009, which is attached as Exhibit A hereto. Said easement shall be used by **RAWA** for the purpose of extending and maintaining electrical service to a to a water pumping station to be located on property adjacent to the City's property.

3. Although the easement hereby granted is non-exclusive in nature, **READING** covenants that it shall not, at any time hereafter, grant or convey to any other any rights within said easement which conflict with the rights herein granted to **RAWA**.

4. **READING** shall keep and maintain the land within the easement hereby granted free of structures and vegetation which would interfere with **RAWA**'s free and unobstructed exercise of the rights hereby conferred.

5. **READING** shall continue to enjoy the use of the land within the easement hereby granted for any and all purposes which do not interfere with or prevent **RAWA**'s exercise of the rights hereby conferred.

6. **RAWA** shall have the right at its sole cost and expense, to record this Agreement with the Recorder of Deeds in and for Berks County, Pennsylvania.

7. This Agreement shall be binding upon and shall inure to the benefit of the parties hereto and their respective successors and assigns. The duties of **READING** with respect to the land wherein the easement hereby granted is situate shall run with the land, and **READING** shall

have no liability in respect of the same following the termination of its ownership interest in said land.

8. This Agreement may not be altered or amended, except by a writing duly executed by the parties hereto or their respective successors or assigns.

9. This Agreement sets forth the entire agreement of the parties.

IN WITNESS WHEREOF, the parties hereto have caused this Agreement to be executed by their duly authorized representatives, with the intention that it be effective as of the day and year first above written.

CITY OF READING

READING AREA WATER AUTHORITY

By: \_\_\_\_\_

By: \_\_\_\_\_  
Mayor

Attest: \_\_\_\_\_  
City Clerk

COMMONWEALTH OF PENNSYLVANIA :  
 : ss.  
COUNTY OF BERKS :

On this \_\_\_\_\_ day of \_\_\_\_\_, 2009, before me, a Notary Public in and for the County and State aforesaid, personally appeared John Ulrich, who acknowledged that he/she is the Chairman of the READING AREA WATER AUTHORITY, a Pennsylvania municipal authority, and that he/she as such Chairman and being authorized to do so, executed the foregoing Easement Agreement for the purposes therein contained, by signing the name of the READING AREA WATER AUTHORITY by himself/herself as such officer of the READING AREA WATER AUTHORITY.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal.

\_\_\_\_\_  
Notary Public

COMMONWEALTH OF PENNSYLVANIA :  
 :  
 : SS.  
COUNTY OF BERKS :

On this \_\_\_\_\_ day of \_\_\_\_\_, 2009, before me, a Notary Public in and for the County and State aforesaid, personally appeared Thomas McMahon, who acknowledged that he is the Mayor of THE CITY OF READING, a Pennsylvania City of the Third Class, and that he, as such Mayor, and being authorized to do so, executed the foregoing Easement Agreement for the purposes therein contained, by signing his name thereto.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal.

Notary Public

# **EXHIBIT A**

BILL NO. \_\_\_\_\_-2009

**A N O R D I N A N C E**

**AN ORDINANCE AMENDING THE CITY OF READING CODIFIED ORDINANCES CHAPTER 11 – HOUSING, SECTION 11-116 (B) “FEES FOR RENTAL PERMIT” BY REQUIRING A \$25 REINSPECTION FEE FOR THE THIRD AND SUBSEQUENT INSPECTIONS REQUIRED FOR PERMIT RENEWAL**

**THE COUNCIL OF THE CITY OF READING HEREBY ORDAINS AS FOLLOWS:**

**SECTION 1.** Amending the City of Reading Codified Ordinances Chapter 11 – Housing, Section 11-116 (B) “Fees for Rental Housing” as follows:

**§11-116. Fees for Rental Permit.**

**1. Fee Schedule.** Fees required for application of rental permit shall be:

**A. Permit.**

(1) Single rented dwelling unit \$50 per year

(2) Each single room (rooming unit) \$25 per year

**B. Reinspection.** The initial and first subsequent inspection upon an application for either an initial or renewal shall be included in the permit fee. A fee in the amount of \$25 shall be charged for any ~~second~~ third or subsequent inspection required for approval of an initial or 3-year renewal application.

**SECTION 2.** This ordinance shall be effective ten (10) days after its adoption and approval by the Mayor, in accordance with Section 219 of the City of Reading Home Rule Charter.

Enacted \_\_\_\_\_, 2009

\_\_\_\_\_  
President of Council

Attest:

\_\_\_\_\_  
Linda Kelleher, City Clerk

(Codes & Council Staff)

Submitted to Mayor: \_\_\_\_\_

Date: \_\_\_\_\_

Received by the Mayor's Office: \_\_\_\_\_

Date: \_\_\_\_\_

Approved by Mayor: \_\_\_\_\_

Date: \_\_\_\_\_

Vetoed by Mayor: \_\_\_\_\_

Date: \_\_\_\_\_

BILL NO. \_\_\_\_\_-2009

## AN ORDINANCE

**AN ORDINANCE AMENDING THE CITY OF READING CODIFIED ORDINANCES CHAPTER 10 HEALTH AND SAFETY, SECTION 10-110 ANIMAL BITE INCIDENTS BY BRINGING IT INTO COMPLIANCE WITH STATE QUARANTINE REGULATIONS.**

**THE COUNCIL OF THE CITY OF READING HEREBY ORDAINS AS FOLLOWS:**

**SECTION 1.** Amending the City of Reading Codified Ordinances Chapter 10, Section 10-110 Animal Bite Incidents by bringing it into compliance with State quarantine regulations:

### **§10-110. Animal Bite Incidents.**

1. Animal bite incidents shall be reported to the, Property Improvement Division by the animal owner or the victim providing the name and address of the victim, telephone number if known, age of the victim, the time and the date of the biting incident, the type of animal and the name and address of the attending physician. When known, the report shall include the name and address of the animal owner.

2. ~~It shall be the responsibility of the owner to maintain his animal in a state of premises quarantine for a period of 10 days as a rabies suspect.~~

*Any animal which bites or attacks a human being shall be confined in quarters approved by the City's animal control authority or a police officer. The animal shall be detained and isolated in an approved kennel or at the animal owner's property or at another location approved by the investigating officer. Where the animal is detained is at the discretion of the investigating officer. All animals so detained must be isolated*



for a minimum of ten days. Any costs incurred in the detaining and isolation of the animal shall be paid by the offending animal's owner or keeper or both. If the animal's owner or keeper is not known, the Commonwealth of Pennsylvania is responsible for all reasonable costs for holding and detaining the animal.

A. Within the 10 day quarantine period, the owner shall arrange to have the animal examined by a licensed veterinarian, and return his signed diagnosis and/or opinion to the Property Improvement Division on the notice form provided.

B. In the event that the animal dies within the quarantine period, it shall be the owner's responsibility to report the animal's death to the examining veterinarian and to the Property Improvement Division, and further make available the dead carcass for further examination.

C. No person shall destroy, or have destroyed, any animal involved in a biting incident that is being held within the ten day quarantine period, unless approved by the Health Officer.

D. No person shall house, maintain or kennel any animal involved in a biting incident, during the ten day quarantine period, unless the owner or operator or person maintaining such housing facility shall be made aware of the animal biting incident and isolation facilities are provided for the animal.

(Ord. 40-1973, 9/19/1973, §10; as amended by Ord. 14-2001, 5/29/2001)

**SECTION 2.** This ordinance shall be effective ten (10) days after its adoption and approval by the Mayor, in accordance with Section 219 of the City of Reading Home Rule Charter.

Enacted \_\_\_\_\_, 2009

\_\_\_\_\_  
President of Council

Attest:

\_\_\_\_\_  
Linda Kelleher, City Clerk

City Health Officer & Council Staff)

Submitted to Mayor: \_\_\_\_\_

Date: \_\_\_\_\_

Received by the Mayor's Office: \_\_\_\_\_

Date: \_\_\_\_\_

Approved by Mayor: \_\_\_\_\_

Date: \_\_\_\_\_

Vetoed by Mayor: \_\_\_\_\_

Date: \_\_\_\_\_

**RESOLUTION NO. \_\_\_\_\_ -2009**

**THE COUNCIL OF THE CITY OF READING HEREBY RESOLVES AS FOLLOWS:**

Reading Luxury Hotels, LLC, is relieved and granted a waiver of/from the requirements of posting a bond or surety pursuant to Chapter 22 Subdivision and land Development Ordinance Section 309 Performance/Maintenance Guarantees (Section 22-309) of the City of Reading Codified Ordinance for development of the Double Tree Convention Center (Hotel) by Reading Luxury Hotels, LLC, at 701 Penn Street, Reading, Berks County, Pennsylvania per the plan approved by the City of Reading Planning Commission on May 12, 2009, by its Resolution #33-2009, and any reaffirmation thereof. Provided, that Reading Luxury Hotels, LLC, shall execute a Municipalities Improvements Agreement in a form prepared and provided by the City of Reading wherein they guarantee without the need to post any surety performance of the requisite municipal improvements for development and construction of the aforesaid project and site.

Adopted by Council \_\_\_\_\_, 2009

\_\_\_\_\_  
Vaughn D. Spencer, President of Council

Attest:

\_\_\_\_\_  
Linda A. Kelleher CMC, City Clerk





CITY OF READING ,  
PENNSYLVANIA

## M E M O R A N D U M

**TO:** Linda A. Kelleher  
**FROM:** Juan Zabala  
**DATE:** 6/29/09  
**SUBJECT:** Resolution for Approval of the NSP II application

Linda,

The Neighborhood Stabilization II Program (NSP II) Application looks to improve the City of Reading's neighborhoods through acquisition, renovation, demolition of vacant and abandoned buildings and construction of new units. The NSP II is vital to the improvement of our neighborhoods, this program will help to boost the appearance of our neighborhoods and put families into affordable housing. Unlike the previous NSP I resolution, this resolution is funded by the Federal government through the U.S. Department of Housing and Urban Development. In order to apply competitively for this program we will need to apply via a consortium agreement which will include the City of Reading, the Public Housing Authority of the City of Reading, and Our City Reading; a non-profit corporation. It is imperative that this resolution pass so that we may receive the funds needed to get our citizens back into homes in more livable conditions.

The Census tracts are shown on the attached map of the City of Reading.

**Resolution No. \_\_\_\_ 2009**

**Whereas**, the City of Reading desires to apply for and obtain a grant from the United States Department of Housing and Urban Development (HUD) for approximately \$8M through the Federal Neighborhood Stabilization Program II (NSP II) to address the property foreclosure issue within the City. Funding will be used to carry out acquisition, renovation, demolition of vacant and abandoned buildings and to construct new units in Census tracts 001100, 00100, 001200, 00130, and 001800.

**Whereas**, The City of Reading will enter a consortium agreement with the Public Housing Authority of the City of Reading, and Our City Reading, a non-profit corporation.

**Therefore be it resolved,**

1) that the City of Reading City Council does hereby authorize the application for such a grant; and

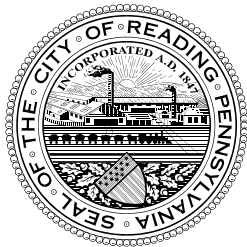
2) recognizes and accepts that the Department may offer a lesser or greater amount and therefore, upon receipt of the grant agreement from the U.S. Department of Housing and Urban Development, does further authorize the execution of any such grant agreement; and also, upon receipt of the fully executed agreement from the Department, does further authorize the expenditure of funds pursuant to the terms of the agreement between the City of Reading and the U.S. Department of Housing and Urban Development.

The City of Reading City Council hereby authorizes and directs the Mayor, on behalf of the City of Reading, to execute the consortium agreement, to file the application for financial assistance, to carry out the housing and community development activities outlined in the plans; and to execute the necessary certifications in connection with the plans and to carry out all actions.

Adopted by Council on the \_\_\_\_ day of \_\_\_\_\_ 2009

\_\_\_\_\_  
Vaughn D. Spencer, President of Council

\_\_\_\_\_  
Linda A. Kelleher, City Clerk



# AGENDA MEMO

**THOMAS McMAHON, MAYOR**  
**RYAN HOTTENSTEIN, MANAGING DIRECTOR**

**TO:** City Council  
**FROM:** Ryan Hottenstein, Acting Managing Director  
**PREPARED BY:** Cindy DeGroote, Grants Coordinator  
**MEETING DATE:** July 13, 2009  
**AGENDA MEMO DATE:** July 8, 2009  
**REQUESTED ACTION:** Council approve a resolution to authorize the City of Reading to file a Pennsylvania Department of Community and Economic Development Early Intervention Program Funding Proposal for the City of Reading Early Intervention Program

## RECOMMENDATION

The Administration recommends Council approve a resolution authorizing the City of Reading to file a funding proposal through the Department of Community and Economic Development Early Intervention Program to request funding (\$90,000) for the City to establish the position of Business Analyst.

## BACKGROUND

The State Department of Community and Economic Development Early Intervention Program provides funding to assist local governments in addressing financial management. In 2006 the City of Reading adopted an Early Intervention Program study that advised the City to engage in a detailed analysis of its fee structure and the benefits arising from asset sales. In 2008 the City of Reading adopted an Early Intervention Program Phase II, which enabled the completion of a study to determine true cost of all fines and fees. The current proposal is to create a Business Analyst position to evaluate current systems processes and identify necessary improvements.

The Early Intervention Program requires a signed program specific resolution as part of the proposal process.

## BUDGETARY IMPACT

None

**PREVIOUS ACTION**

None

**SUBSEQUENT ACTION**

None

**REVIEWED BY**

Managing Director and Mayor

**RECOMMENDED MOTION**

Approve/Deny the resolution to authorize the City of Reading to file a PA Department of Community and Economic Early Intervention Program funding proposal for the City of Reading Early Intervention Program.

CITY OF READING

Resolution No. \_\_\_\_\_

Resolution of the CITY OF READING authorizing the filing of a proposal for funds with the Department of Community and Economic Development (DCED), Commonwealth of Pennsylvania for the City of Reading Early Intervention Program; and

WHEREAS, the CITY OF READING will be undertaking a project under the Early Intervention Program to create a position of Business Analyst. This position will be responsible identifying improvements to current processes and systems as well as developing sound methods to implement recommended improvements; and

WHEREAS THE CITY OF READING wishes to participate in said project; and

WHEREAS the Pennsylvania Department of Community and Economic Development makes available grants-in-aid to such projects through the Early Intervention Program,

NOW, THEREFORE, BE IT RESOLVED that the CITY COUNCIL of the CITY OF READING hereby authorizes the CITY OF READING to make application for such a grant on our behalf.

Adopted by Council \_\_\_\_\_, 2009

\_\_\_\_\_  
Vaughn D. Spencer, President of Council

Attest:

\_\_\_\_\_  
Linda A. Kelleher CMC, City Clerk

